

## SIXTY-FIRST LEGISLATURE - REGULAR SESSION

## FOURTH DAY

House Chamber, Olympia, Thursday, January 15, 2009

The House was called to order at 9:55 a.m. by the Speaker (Representative Moeller presiding).

Reading of the Journal of the previous day was dispensed with and it was ordered to stand approved.

## INTRODUCTION AND FIRST READING

HB 1194 by Representatives O'Brien, Ericks, Klippert, Hurst, Ormsby, Green, Kelley and Kenney

AN ACT Relating to crisis referral services for criminal justice and correctional personnel; and adding new sections to chapter 43.101 RCW.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1195 by Representatives Haigh, Kristiansen and Hunt

AN ACT Relating to payment of undisputed claims; and adding a new section to chapter 39.04 RCW.

Referred to Committee on State Government & Tribal Affairs.

HB 1196 by Representatives Haigh, Kristiansen, Hunt and Armstrong

AN ACT Relating to increasing the dollar limits for small works roster projects; and amending RCW 39.04.155 and 53.08.120.

Referred to Committee on State Government & Tribal Affairs.

HB 1197 by Representatives Haigh, Kristiansen, Hunt and Armstrong

AN ACT Relating to alternative public works; amending RCW 39.10.230, 39.10.250, 39.10.270, 39.10.300, 39.10.330, 39.10.360, and 39.10.420; and repealing RCW 39.10.310.

Referred to Committee on State Government & Tribal Affairs.

HB 1198 by Representatives Haigh, Kristiansen, Hunt and Armstrong

AN ACT Relating to public works bid limits; and amending RCW 28B.50.330, 28B.10.350, 35.22.620, 35.23.352, 35A.40.210, 36.32.235, and 36.32.250.

Referred to Committee on State Government & Tribal Affairs.

HB 1199 by Representatives Haigh, Kristiansen, Hunt and Armstrong

AN ACT Relating to retainage of funds on public works projects; amending RCW 39.04.901, 39.12.040, 39.12.050, 39.12.065, 39.76.020, 60.28.040, and 60.28.080; reenacting and amending RCW 60.28.011; and repealing RCW 39.04.140, 39.76.010, 60.28.010, 60.28.020, and 60.28.050.

Referred to Committee on State Government & Tribal Affairs.

HB 1200 by Representatives Haigh, Hunt and Kenney

AN ACT Relating to expanding the ability to negotiate an adjustment to a bid price on public works to municipalities; and amending RCW 39.04.015.

Referred to Committee on State Government & Tribal Affairs.

HB 1201 by Representatives O'Brien, Dickerson, Hurst and Appleton

AN ACT Relating to the community integration assistance program; and amending RCW 71.24.470, 71.24.480, and 72.09.370.

Referred to Committee on Human Services.

HB 1202 by Representatives Hurst, Bailey, Kelley, Roach, Kirby and Parker

AN ACT Relating to noninsurance benefits included in life insurance policies; adding a new section to chapter 48.23 RCW; and adding a new section to chapter 48.24 RCW.

Referred to Committee on Financial Institutions & Insurance.

HB 1203 by Representatives O'Brien and Chase

AN ACT Relating to the definition of relative for purposes of the crime of rendering criminal assistance; and amending RCW 9A.76.060.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1204 by Representatives Klippert, Goodman, Haler, Walsh and Williams

AN ACT Relating to increasing the number of district court judges in Benton county; and amending RCW 3.34.010.

Referred to Committee on Judiciary.

HB 1205 by Representatives VanDeWege, Rolfes, Haigh and Williams

AN ACT Relating to changing the number of court of appeals judges; and amending RCW 2.06.020.

Referred to Committee on Judiciary.

HB 1206 by Representatives Anderson, Wallace, Orcutt, Takko, Sullivan, Ericksen, Green, Kelley and Schmick

AN ACT Relating to eliminating prepayment requirements as a condition to contesting a tax or related penalty and interest; and amending RCW 82.32.150, 82.32.180, and 82.32.190.

Referred to Committee on Finance.

HB 1207 by Representative Simpson

AN ACT Relating to assessed valuation requirements for the direct petition method of annexation; and amending RCW 35.13.130.

Referred to Committee on Local Government & Housing.

HB 1208 by Representatives Takko and Alexander

AN ACT Relating to property tax administration; and amending RCW 84.40.042, 84.56.070, 86.09.490,

84.60.050, 87.03.265, 87.03.270, 85.08.480, 82.45.090, and 84.69.030.

Referred to Committee on Local Government & Housing.

HB 1209 by Representatives Ericksen, Roach, Bailey and Rolfes

AN ACT Relating to providing funding for passenger-only ferry construction; adding a new section to chapter 47.60 RCW, creating a new section; and making an appropriation.

Referred to Committee on Transportation.

HB 1210 by Representatives Williams, Roach, O'Brien, Kirby, Anderson, Pettigrew, Appleton, Dickerson, Dunshee, Darneille, White, Pedersen, Goodman, Campbell, McCune, Rodne, Haler, Priest, Sells, Green, Morrell, Hunt, Blake, Upthegrove, Wood, Orwall, Conway, Ericks, Moeller, Flannigan, Kenney, Ormsby, Hasegawa, Eddy, Rolfes, Liias, Roberts, Takko, Seaquist, Chase, Hurst, Sullivan, Wallace, Carlyle, Clibborn, Springer, Kelley, Ross, McCoy, Maxwell and Miloscia

AN ACT Relating to insurance coverage for autism spectrum disorders; adding a new section to chapter 41.05 RCW; and adding a new section to chapter 48.43 RCW.

Referred to Committee on Health Care & Wellness.

HB 1211 by Representative Kirby

AN ACT Relating to eliminating the industrial insurance offset for social security retirement benefits; and repealing RCW 51.32.225.

Referred to Committee on Commerce & Labor.

HB 1212 by Representatives Kirby, Green, Williams, Roberts, Ormsby, Appleton and Wood

AN ACT Relating to industrial insurance death benefits for the surviving spouses of members of the law enforcement officers' and firefighters' retirement system and the state patrol retirement system; amending RCW 51.32.050; and creating a new section.

Referred to Committee on Commerce & Labor.

HB 1213 by Representative Kirby

AN ACT Relating to debt management services; adding a new chapter to Title 18 RCW; repealing RCW 18.28.010,

18.28.080, 18.28.090, 18.28.100, 18.28.110, 18.28.120, 18.28.130, 18.28.140, 18.28.150, 18.28.165, 18.28.180, 18.28.185, 18.28.190, 18.28.200, 18.28.210, 18.28.220, 18.28.900, and 18.28.910; prescribing penalties; and providing an effective date.

Referred to Committee on Financial Institutions & Insurance.

HB 1214 by Representatives O'Brien, Goodman, Hurst and Roberts

AN ACT Relating to establishing the volunteer search and rescue account; amending RCW 38.52.010 and 77.32.050; and adding new sections to chapter 38.52 RCW.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1215 by Representatives Wood, Chandler, Kirby, Ormsby and Morrell

AN ACT Relating to modifying motor vehicle warranty provisions; amending RCW 19.118.021, 19.118.031, 19.118.041, 19.118.061, 19.118.080, 19.118.090, 19.118.095, 19.118.100, 19.118.120, and 19.118.160; and creating a new section.

Referred to Committee on Commerce & Labor.

HB 1216 by Representatives Dunshee, Warnick and Ormsby

AN ACT Relating to the capital budget; making appropriations and authorizing expenditures for capital improvements; amending RCW 43.155.050, 43.155.068, 43.155.070, 40.14.024, 43.09.282, 67.40.040, 79.17.010, 79.17.020, 43.19.501, and 43.99N.060; amending 2008 c 328 s 5001 (uncodified); amending 2007 c 520 s 6013 (uncodified); creating new sections; repealing 2007 c 520 s 6006 (uncodified); providing an effective date; providing expiration dates; and declaring an emergency.

Referred to Committee on Capital Budget.

HB 1217 by Representatives Simpson, Alexander, Conway and Wood

AN ACT Relating to providing the gambling commission with authority to determine locations where amusement games may be conducted; and amending RCW 9.46.0331.

Referred to Committee on Commerce & Labor.

HB 1218 by Representatives Goodman, Klippert, O'Brien, Ross, Simpson and Williams

AN ACT Relating to imprisonment for contempt of court cases; and amending RCW 7.21.040 and 7.21.050.

Referred to Committee on Judiciary.

HB 1219 by Representatives Green, Armstrong, Hunt, Appleton, Newhouse, Miloscia, Chase, Alexander and Hudgins

AN ACT Relating to mailing information to certain members of the state retirement systems; and adding a new section to chapter 41.50 RCW.

Referred to Committee on State Government & Tribal Affairs.

HB 1220 by Representatives O'Brien, Warnick, Rodne, Moeller, Hope, Blake, Hasegawa, Smith, Eddy, Klippert, Ericks, Bailey, Rolfes, Kelley, Maxwell, Schmick and Morrell

AN ACT Relating to punishment for domestic violence offenders; amending RCW 9.94A.525; reenacting and amending RCW 9.94A.030 and 9.94A.535; creating a new section; and providing an effective date.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1221 by Representatives Maxwell, Hurst, O'Brien, Rodne, Hope, Pedersen, Smith, McCoy, Bailey, Williams, Kirby and Dickerson

AN ACT Relating to the availability of crime victims' compensation funds for witnesses in civil commitment proceedings; and amending RCW 7.68.060 and 7.68.070.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1222 by Representatives Appleton, Hurst, O'Brien and Goodman

AN ACT Relating to prohibiting devices in schools that are designed to administer to a person or an animal an electric shock, charge, or impulse; amending RCW 9.41.280; and prescribing penalties.

Referred to Committee on Judiciary.

HB 1223 by Representatives O'Brien, Pearson, Ross, Klippert, Kelley, Schmick and Herrera

AN ACT Relating to creating an electronic statewide unified sex offender registry program; and amending RCW 36.28A.040.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1224 by Representatives Klippert, O'Brien, Ross, Pearson, Hurst, Hope and Herrera

AN ACT Relating to law enforcement access to driver's license photographs for the purposes of identity verification; and reenacting and amending RCW 46.20.118.

Referred to Committee on Transportation.

HB 1225 by Representatives Liias, Rodne, Upthegrove, Roach, Simpson and Rolfes

AN ACT Relating to the effect of special fuel taxes on publicly owned or operated urban passenger transportation systems; and amending RCW 82.38.080.

Referred to Committee on Transportation.

HB 1226 by Representatives Dickerson, Roberts, Walsh, Kagi and Kenney

AN ACT Relating to intensive behavior support services for children with developmental disabilities; and adding a new chapter to Title 71A RCW.

Referred to Committee on Human Services.

HB 1227 by Representatives Springer, Warnick, Johnson, Liias, McCune, Ormsby and Morrell

AN ACT Relating to recreational vehicles used as primary residences in manufactured/mobile home communities; amending RCW 35.21.684, 35A.21.312, and 36.01.225; and declaring an emergency.

Referred to Committee on Local Government & Housing.

HB 1228 by Representatives O'Brien and Warnick

AN ACT Relating to the disposition of a deceased tenant's personal property; and adding a new section to chapter 59.18 RCW.

Referred to Committee on Judiciary.

HB 1229 by Representatives O'Brien and Warnick

AN ACT Relating to an authorization directing the disposition of personal property; and amending RCW 59.18.310.

Referred to Committee on Judiciary.

HB 1230 by Representatives Armstrong and Hunt

AN ACT Relating to construction or improvements for special purpose districts; amending RCW 52.14.110 and 35.61.135; and reenacting and amending RCW 57.08.050.

Referred to Committee on State Government & Tribal Affairs.

HB 1231 by Representatives Nelson, Priest, Miloscia, Upthegrove, Cody, Orwall, Roberts and Rolfes

AN ACT Relating to controlling saltwater algae; amending RCW 88.02.050; adding a new section to chapter 43.21A RCW; and providing an expiration date.

Referred to Committee on Agriculture & Natural Resources.

HB 1232 by Representatives Hinkle, Quall, Bailey, Ross, Cody, Newhouse, DeBolt, Herrera, Moeller, Nelson, Warnick, Shea, Morrell, Smith, Kristiansen, Pearson and Schmick

AN ACT Relating to defining commercial agricultural purposes to include current farming practices and activities related to the raising, harvesting, feeding, breeding, managing, selling, care, or training of a farm product; amending RCW 84.34.020; creating a new section; and declaring an emergency.

Referred to Committee on Agriculture & Natural Resources.

HB 1233 by Representatives Hinkle, Kretz, McCune, Herrera, Klippert, Roach, Ross, Short and Warnick

AN ACT Relating to requiring recipients of temporary assistance for needy families to participate in activities designed to reduce and eliminate barriers to employment; and amending RCW 74.08A.260.

Referred to Committee on Early Learning & Children's Services.

HB 1234 by Representatives Morrell, O'Brien, Appleton, Kelley, Ericks, Liias, Pedersen, Williams, Kenney and Moeller

AN ACT Relating to creating the new crime of abandonment of a dependent person in the fourth degree; adding a new section to chapter 9A.42 RCW; and prescribing penalties.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1235 by Representatives Wallace, Anderson and Kenney

AN ACT Relating to tuition fees for students other than resident undergraduates; and amending RCW 28B.15.067.

Referred to Committee on Higher Education.

HB 1236 by Representatives Wallace, Campbell, Morrell, Moeller and Ormsby

AN ACT Relating to classifying ephedrine, pseudoephedrine, and phenylpropanolamine as Schedule III controlled substances; amending RCW 69.50.4013; adding a new section to chapter 69.50 RCW; repealing RCW 69.43.105, 69.43.110, 69.43.120, 69.43.130, and 69.43.170; and providing an effective date.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1237 by Representatives Hinkle and Cody

AN ACT Relating to modifying the implementation date, the benefit design, and the obligations of participating managed health care systems for nonsubsidized state health coverage for children by amending RCW 74.09.470(5)(b); and amending RCW 74.09.470.

Referred to Committee on Health Care & Wellness.

HB 1238 by Representatives Appleton, Goodman and Rodne

AN ACT Relating to access to juvenile case records for the Washington state center for court research and the Washington office of public defense; and amending RCW 13.50.010.

Referred to Committee on Judiciary.

HB 1239 by Representatives Kagi, Walsh, Goodman, Haler, Roberts, Appleton, Moeller and Kenney

AN ACT Relating to parenting plans and residential schedules in dependency proceedings; amending RCW 13.34.155; and reenacting and amending RCW 13.04.030 and 13.34.062.

Referred to Committee on Early Learning & Children's Services.

HB 1240 by Representatives Dammeier, Priest, Haler, Roach, McCune and Herrera

AN ACT Relating to crimes that require dismissal or certificate revocation for school employees; amending RCW 28A.400.320, 28A.400.330, 28A.405.470, 28A.410.090, 28A.410.110, 9.96A.020, and 43.43.845; adding a new section to chapter 28A.400 RCW; adding a new section to chapter 28A.405 RCW; adding a new section to chapter 41.59 RCW; and adding a new section to chapter 41.56 RCW.

Referred to Committee on Education.

HB 1241 by Representatives Morrell, Priest, Simpson, Miloscia, Dammeier and Williams

AN ACT Relating to authorizing certain areas in cities or towns to annex to a fire protection district; and amending RCW 52.04.061, 52.04.071, 52.04.081, 52.04.091, 52.04.101, 52.04.111, 52.04.121, and 52.04.131.

Referred to Committee on Local Government & Housing.

HB 1242 by Representatives Morrell, Blake, Green, Williams, Kenney, Miloscia and Nelson

AN ACT Relating to added protection against the waste of agricultural crops; and amending RCW 4.24.320.

Referred to Committee on Judiciary.

HB 1243 by Representatives Linville, Alexander and Ericks

AN ACT Relating to fiscal matters; amending RCW 28A.500.040, 41.45.230, 43.72.900, 43.79.460, 43.79.465, 43.79.485, 49.86.170, 49.86.190, 50.16.010, 70.146.030, 74.31.060, 82.14.495, and 90.56.500; amending 2008 c 329 ss 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 401, 402, 501, 502, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 515, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 701, 702, 703, 704, 705, 706, 707, 708, 714, 801, 802, and 803 (uncodified); amending 2008 c 3 s 4

(uncodified); amending 2007 c 522 ss 145, 709, 712, 715, 802, 803, and 804 (uncodified); adding new sections to 2007 c 522 (uncodified); repealing 2007 c 357 s 25 (uncodified); making appropriations; and declaring an emergency.

Referred to Committee on Ways & Means.

HB 1244 by Representatives Linville, Alexander and Ericks

AN ACT Relating to fiscal matters; amending RCW 28A.300.380, 28A.400.205, 28A.405.415, 28A.415.250, 28A.415.315, 28A.500.030, 28A.500.040, 28A.505.220, 28B.50.465, 28B.50.468, 28B.105.110, 41.48.060, 43.08.190, 43.10.180, 43.79.460, 43.215.125, 70.93.180, 74.08A.340, 74.31.060, 79.64.040, 79.105.150, and 84.52.0531; reenacting and amending RCW 43.135.045 and 70.105D.070; creating new sections; making appropriations; providing an expiration date; and declaring an emergency.

Referred to Committee on Ways & Means.

HB 1245 by Representatives Ericks, Wood, Moeller, Springer, Liias and Williams

AN ACT Relating to the termination date of collective bargaining agreements; and amending RCW 41.56.123.

Referred to Committee on Commerce & Labor.

HB 1246 by Representatives Pearson, Shea, Hurst, Parker, O'Brien, Ross, Hope, Smith, Kirby, Kelley, Kristiansen, Dammeier and Morrell

AN ACT Relating to the commitment of sexually violent predators; amending RCW 71.09.020, 71.09.025, 71.09.030, 71.09.040, 71.09.050, 71.09.060, 71.09.080, 71.09.090, 71.09.092, 71.09.096, 71.09.098, 71.09.112, and 71.09.350; and adding new sections to chapter 71.09 RCW.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1247 by Representatives Pearson, Shea, Ericks, Parker, O'Brien, Ross, Miloscia, Kirby, Hope, Kelley, Kristiansen, Dammeier, Short and Morrell

AN ACT Relating to viewing sexually explicit depictions of minors on the internet; amending RCW 9.68A.110 and 9.68A.070; reenacting and amending RCW 9.94A.030 and 9.94A.515; creating a new section; prescribing penalties; and providing an effective date.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1248 by Representatives O'Brien, Ericks, Hope, Goodman, Klippert, Miloscia, Kelley and Morrell

AN ACT Relating to evaluating the need for a digital forensic crime lab; and creating a new section.

Referred to Committee on Public Safety & Emergency Preparedness.

HB 1249 by Representatives Cody, Bailey, Dickerson, Roberts, Moeller, Kelley, Kenney and Morrell

AN ACT Relating to internet and mail order sales of certain tobacco products; adding a new chapter to Title 70 RCW; repealing RCW 70.155.105; and prescribing penalties.

Referred to Committee on Health Care & Wellness.

HB 1250 by Representatives Orwall, Miloscia, Springer, Dunshee, Ormsby and Dickerson

AN ACT Relating to allowing capital appropriations for the housing trust fund to be used for project application, review, selection, contracting, and project development; amending RCW 43.185.050; and reenacting and amending RCW 43.185A.030.

Referred to Committee on Capital Budget.

HB 1251 by Representatives Shea, Goodman, Ross, O'Brien, Rodne, Simpson and Kelley

AN ACT Relating to the release of certified abstracts of full driving records; and amending RCW 46.52.130 and 46.01.260.

Referred to Committee on Judiciary.

HB 1252 by Representatives Kenney, Smith, Bailey, Seaquist, Haler, Kristiansen, Kelley and Herrera

AN ACT Relating to wage criteria used by the community economic revitalization board to determine project selection; and amending RCW 43.160.060.

Referred to Committee on Community & Economic Development & Trade.

HB 1253 by Representative Upthegrove

AN ACT Relating to state environmental policy act exemptions for air operating permits; and amending RCW 43.21C.0381.

Referred to Committee on Ecology & Parks.

HJM 4003 by Representatives Wallace and Hinkle

Petitioning the government of Turkey to respect the property rights and human rights of the Ecumenical Patriarchate.

Referred to Committee on State Government & Tribal Affairs.

HJR 4201 by Representatives O'Brien, Liias, Appleton, Hunt, Rolfes, Dickerson, Roberts and Kenney

Authorizing current use valuation for property taxes for land with mobile homes or similar structures.

Referred to Committee on Finance.

There being no objection, the bills, memorial and resolution listed on the day's introduction sheet under the fourth order of business were referred to the committees so designated.

There being no objection, the House advanced to the eleventh order of business.

There being no objection, the House adjourned until 11:15 a.m., January 16, 2009, the 5th Day of the Regular Session.

FRANK CHOPP, Speaker

BARBARA BAKER, Chief Clerk

Draft